

COUNCIL CHAMBERS CITY COUNCIL
CITY HALL - CITY OF LODI
WEDNESDAY, DECEMBER 21, 1949

Regular meeting beginning at 8:00 o'clock P.M. of Wednesday, December 21, 1949.

Councilmen Lytle, Tolliver and Rinn present.

Councilmen Haskell and Bull absent.

Minutes of the meeting of December 7th, 1949 approved without correction.

REPORT OF THE CITY MANAGER -

**B.S.A. LEASE
DEFERRED-**

City Manager Weller read a copy of a proposed lease agreement with Northern San Joaquin Council, Boy Scouts of America, covering the lot and building occupied by the former Municipal Baths Building. Some doubt as to the valuation expressed in the recapture clause arising, the City Manager was directed to again confer with Mr R. H. Mullen, representing the B.S.A. and resubmit the proposed lease for Council approval.

**AWARD OF
FIRE TRUCKS
POSTPONED.**

Mr Weller requested that he and Fire Chief Polenske be granted further time in which to submit a recommendation on the purchase of one or two fire trucks, bids opened December 15th, suggesting that the bids be narrowed to three or four proposals, after which he, the Fire Chief and Councilmen might view similar apparatus in neighboring cities.

**WITHDRAWAL
CITY OF LODI
FROM COUNTY
LIBRARY
DETERMINED
RES 1504
ADOPTED**

In the matter of the withdrawal of the City of Lodi from San Joaquin County Library as contemplated in Resolution No. 1498 adopted December 7th; proper publication of notice of intention to determine upon such withdrawal being proven by affidavit, no persons appeared to object to the proposed action. Councilman Lytle, Tolliver second, moved the adoption of Resolution No. 1504, definitely stating that the City Council had determined to withdraw the City of Lodi from San Joaquin County Library and directing the Mayor to so notify the Board of Supervisors of San Joaquin County. A vote being had, this resolution was adopted by the assenting votes of all Councilmen present.

**PROGRESS
WATER SURVEY
REPORTED**

Weller
City Manager presented a progress report made by the Department of Public Works, Division of Water Resources, on the survey now underway on water conditions in the Mokelumne River area, copies were furnished each Councilman.

**LODI TRANSIT
SYSTEM REQUEST
TO ABANDON BUS
SERVICE.**

At this time Mr Weller read a letter addressed to the Mayor and City Council from Local No. 439, Teamsters, Chauffeurs, Warehousemen and Helpers, denying that union pickets had intimidated any customers of City Cab Company, denying that this union was picketing City Transit System and offering their services to continue bus service.
Mayor Rinn stated that the City of Lodi had no part in the dispute between H.E. Mahaffey, of City Cab Company and Lodi Transit System; the city's interest is solely in attempting to have the bus lines continue in operation. The only offer made by the city to either party, was that it would afford a place where an impartial election could be had by Mahaffey's employees. Mr Weller then read Mr Mahaffey's formal request that he be relieved of the obligation imposed by the franchise granted him by Ordinance No. 324. Mr Weller then presented several letters protesting abandonment of bus service; stating that he and the City Clerk had received telephoned requests that service be continued.
Mayor Rinn stated that before the City Council could make any determination in this matter, it should conduct an investigation into the operations of the bus line and make its findings as to whether Mahaffey should continue operations or be relieved of his franchise obligations as requested; therefore, he appointed the following committee to conduct an investigation for this purpose, naming City Councilman Tolliver, City Manager Weller, City Attorney West and City Clerk Blakely as members, to report to the Council by January 18, 1950. Mayor Rinn invited comments from the audience present and only Mr Mahaffey responded.
Mahaffey stated his reasons for requesting discontinuance of bus service January 1st, 1950, offering his records for the committee. Mayor Rinn and City Manager Weller again stated the necessity for an investigation and report and the setting of a fixed future date for cessation of service, should the Council so determine.

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ANNEXATION OF
M.F. AYERS
ADDITION #1
APPROVED
ORDINANCE 403
INTRODUCED.

Protests against the proposed annexation of M.F. Ayers Addition No. 1 coming on to be heard as contemplated in Resolution No. 1496 of December 7, 1949, due publication of Notice of Hearing was proven by affidavit. No persons appearing and no written objections having been presented, it was moved by Councilman Tolliver, Lytle second, that Ordinance No. 403 be introduced, entitled: APPROVING THE ANNEXATION OF CERTAIN UNINHABITED TERRITORY IN SAN JOAQUIN COUNTY, DESIGNATED AS " M. F. AYERS ADDITION NO. 1 ", TO THE CITY OF LODI. Reading of this ordinance in full, after reading by title was dispensed with by unanimous consent, and the ordinance declared introduced, to lay over for the statutory period of not less than five days before adoption.

INTENTION TO
ANNEX " FAIRMONT
PARK " -
RES. 1503
ADOPTED.

At this time, a petition, accompanied by the favorable recommendation of the City Planning Commission, was received from Catherine Fugazi, requesting that a tract of twenty acres South of West Lockeford Street and East of Ham Lane be annexed to the City as uninhabited territory. It appearing that this tract qualified for annexation under the " Annexation of Uninhabited Territory Act of 1939 ", it was moved by Councilman Lytle, Tolliver second, that intention of the City Council to annex this tract be expressed by the adoption of Resolution No. 1503, therein designating the territory proposed for annexation as " Fairmont Park Addition " as a suitable name therefore. Resolution No. 1503 was then adopted by the following vote:

AYES: Councilmen, Lytle, Tolliver and Riñn.
NOES: Councilmen, None. ABSENT: Bull and Haskell.

VARIANCE OF
E. H. OSWALD
GRANTED

On favorable report of the City Planning Commission, E. H. Oswald was granted a variance relating to rear yard space affecting Lot 12, Ruminson Tract and also, his proposed separation of the North fifty feet of this lot and adjoining lot 11, whereby a building set back of twenty feet from Washington Street would be observed, approved, on motion of Councilman Tolliver, Lytle second.

RELOCATION
HOLLY DRIVE
THROUGH
WASHINGTON
SCHOOL GROUND

Councilman Tolliver, representing the City Council on the City Planning Commission, requested that the City Council study the request of the Board of Trustees of Lodi School District for location of proposed Holly Drive extension through the new Washington School site against the right of way of Southern Pacific Woodbridge Branch Railroad instead of about 110 feet Southerly from this right of way as set forth in the Commission's Master Street Plan. City Manager Weller stated that he would have sketch plans of this property made so that the Council could have accurate knowledge of the proposed change.

OBJECTION
OF BOYNTON
& BYBEE TO
CAB STAND
W. ELM ST

Lynn Boynton and Kenneth Bybee, doing business as " Weihe Drug Store " on the Northwest corner of Elm and Sacramento Streets, requested by letter that the space allocated City Cab Company for a cab stand in front of their place of business be vacated, alleging that this stand interfered with their customers, also, that in the existing labor troubles of City Cab Company, the Teamsters Union was picketing this space, giving the false impression that picketing applied to their place of business. Application referred to the City Attorney for his opinion as to the proper method for revoking a regularly granted cab stand permit.

GASOLINE
FOR 1950
AWARDED
PETROLEUM
PRODUCTS
COMPANY

Award of the annual contract for furnishing the City's requirements for gasoline for the year beginning January 1, 1950 was awarded Petroleum Products Company at 13.7¢ per gallon for Ethyl and 17.6¢ for standard gasoline, this Company being the lowest bidder in bids opened by the Purchasing Agent on December 19th. Motion Councilman Tolliver, Lytle second.

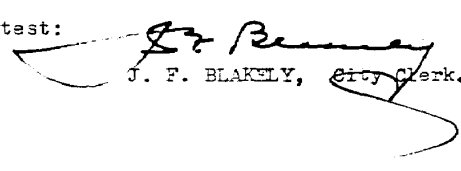
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FREE PARKING CItY Manager Weller submitted the report of Street Superintendent
LOTS IN W. L. Bruner, stating that free parking lots at 116 West Oak Street
OPERATION and on South Sacramento Street south of Pine Street were in full
operation, providing sixty-two parking spaces, equivalent to
five and one-half blocks of parallel parking.

CLAIMS Claims in the amount of \$35,556.26, submitted by the Department
of Finance and as approved by the City Manager were allowed and
ordered paid on motion of Councilman Tolliver, Lytle second.

ADJOURNMENT At 9:44 o'clock P.M. the City Council adjourned on motion of
Councilman Tolliver, all members remaining for informal discuss-
ion of several pending matters which would later come before
the Council when its full membership is present, particularly
sale of Lodi Armory to the State of California and the petition
for the licensing of " games of skill " under an ordinance
identical with that existing in San Joaquin County.

Attest:


J. F. BLAKELY, City Clerk.